

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services - Registration and Stamps Department - Departmental action initiated against Sri K. Hussain Saheb, Junior Assistant (Retd.), Office of Sub Registrar, Pathikonda, Kurnool District - Enquiry conducted - Enquiry report along with disagreement factors - communicated - Representation submitted - Disciplinary action finalized - Imposition of a penalty of 10% cut in pension permanently - Orders - Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.1098

Dated:03-12-2014
Read the following:

1. From the DG, ACB, AP, Hyd., Rc.No.25/DES-KUR/2009, dated: 18.01.2011.
2. G.O.Ms.No.1617, Revenue (Vig.VI) Department, dt: 09.08.2011.
3. G.O.Rt.No.1001, Revenue (Vig.VI) Department, dt: 09.08.2011.
4. Representations of Sri K. Hussain Saheb, Jr. Asst., dt. 8.12.2011.
5. G.O.Rt.No.206, Revenue (Vig.VI) Department, dt: 07.02.2012.
6. DIG, R&S, Kurnool, Lr.No.S/1729/2009-1, dated: 20.09.2012.
7. C&IG, R&S, AP, Hyderabad, Lr.No.Vig.2/9178/2009, dt: 09.10.2012.
8. Govt. Memo.No.32669/Vig.VI (1)/2009-11, dt: 07.08.2013.
9. Representations of Sri K. Hussain Saheb, Jr. Asst., dt:16.9.2013
10. Govt. Memo.No.32669/Vig.VI (1)/2009-13, dt: 22.05.2014.
11. Representations of Sri K. Hussain Saheb, Jr. Asst, dt.18.6.2014.
12. Govt. Lr.No.32669/Vig.II(2)/2009-16, dt.18.10.2014.
13. From the APPSC Lr.No.1184/RT/2/2014, dt.19.11.2014.

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ORDER:

It was brought to the notice of Government that a surprise check was conducted by the Anti Corruption Bureau officials over the Office of Sub Registrar, Pathikonda, Kurnool District on 12.06.2009, and found some irregularities. Consequent on the Surprise Check, Government have initiated common disciplinary proceedings against Sri K. Hussain Saheb, Junior Assistant (Retd.) and 2 others vide reference 2nd cited and framed the following charges against Sri K. Hussain Saheb, Junior Assistant (Retd.) vide reference 3rd read above.

Charge-I:

“..... engaged three private persons i.e. 1) Sri Iqbal Hussain, Document Writer, 2) Sri S.Md.Shffiuulla, Document Writer and 3) Sri Shaik Chinna Mahaboob Saheb, Asst.Document Writer in the said office to collect the illegal gratifications from public through the said Document writers for himself and other staff members.”

Charge-II:

“..... failed to account for net cash of Rs.2,00,000/- found on the table of the Sub Registrar in a cash bag.”

2. The Charged Officer submitted his Written Statement of Defence vide reference 4th read above. As they were not convincing, Government have ordered for regular enquiry by appointing Deputy Inspector General, Registration and Stamps, Kurnool as Inquiring Authority vide reference 5th read above. The Inquiry Authority submitted his findings and held that the charges framed against the Charged Officer were not proved vide reference 6th read above. Government have examined the Enquiry Report and disagreed with the findings of the Inquiring Authority on the following ground:

“The Inquiry Authority accepted the clarification of D.W.1, D.W.2, D.W.3 that they had paid Rs.2,30,000 to P.W 6 who is documentary writer on

11.06.2009 to purchase the stamps etc., for registration of certain documents (details of the documents are not furnished) they could not get the same registered on 12.06.2009; that mean while Anti Corruption Bureau have seized amount on 12.06.2009 and that seized amount belongs to them. Further observed that, had they really given money to P.W 6 for registration of documents on 11.06.2009 and if they had to cancel the same as there were certain obstructions, they could have taken back the money itself in the early hours on 12.06.2009 itself as there is any possibility of purchase of stamps by P.W.6 on 12.06.2009. It is further observed that D.W.1, D.W.2, D.W.3 have made a representation to the Hon'ble Minister on 16.07.2009 claiming that the money seized belongs to them. The representation was made after 34 days. The above facts clearly show that the claim of D.W.1, D.W.2 and D.W.3 and the evidence adduced by them is an afterthought and is well conceived one."

3. Government, while communicating the Inquiry Authority report along with disagreement factors, the Charged Officer was directed to submit his explanation vide reference 8th read above. The Charged Officer submitted his representation and requested the Government to agree with the findings of the Inquiring Authority and exonerate him from the charges framed against him vide reference 9th read above.

4. Government after careful examination of the representation of the Charged Officer have provisionally decided to impose a penalty of 10% cut in pension permanently against Sri K. Hussain Saheb, Junior Assistant (Retd.). Accordingly, Show Cause Notice was issued to the Charged Officer as to why the proposed punishment should not be imposed against him under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 with a direction to submit his explanation/representation if any vide reference 10th read above.

5. The Charged Officer submitted his explanation vide reference 11th read above. The explanation submitted by him were similar to the earlier explanation submitted to the disagreement factors. He did not put forth any new grounds to examine the issue further. Therefore, Government have decided to confirm the provisional decision to impose the above penalty of 10% cut in pension permanently against Sri K. Hussain Saheb, Junior Assistant (Retd.) The concurrence of the A.P.Public Service Commission has been obtained vide reference 13th read above (Copy enclosed).

6. Accordingly, Government hereby order to impose a penalty of 10% cut in pension permanently against Sri K. Hussain Saheb, Junior Assistant (Retd.), O/o Sub Registrar, Pattikonda, Kurnool District.

7. The Commissioner and Inspector General, Registration and Stamps, Andhra Pradesh, Hyderabad / Deputy Inspector General, Registration and Stamps, Kurnool, shall take necessary action in the matter accordingly under intimation to Government.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**S.P.SINGH
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Commissioner & Inspector General, Registration & Stamps, AP, Hyderabad.
The Deputy Inspector General, Registration & Stamps, Kurnool.
The Individual. (w.e)

(through: the Deputy Inspector General, Registration & Stamps, Kurnool)

Copy to:

The Secretary to VC, A.P.Vigilance Commission, Hyderabad.

The Director General, Anti-Corruption Bureau, Hyderabad.

The Secretary, A.P.Public Service Commission, Hyderabad.

Sf/Sc

//Forwarded :: By Order //

SECTION OFFICER.